

IN THE CIRCUIT COURT OF SHELBY COUNTY, TENNESSEE
FOR THE THIRTIETH JUDICIAL DISTRICT AT MEMPHIS

FILED

WILLIAM CHRISTOPHER TURNER,
Clerk of the General Sessions Court,
Shelby County, Tennessee

JUN 26 2008

CIRCUIT COURT CLERK
BY _____ D.C.

Petitioner

vs.

No. 81428-9 T.D.

DAVID LILLARD, Chairman of
the Board of Commissioners of Shelby
County, Tennessee, and A C WHARTON, JR.,
Mayor of Shelby County, Tennessee,

Respondents.

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COUNTY ATTORNEY'S
OFFICE

PETITION FOR FIXING COMPENSATION AND AUTHORIZATION
TO EMPLOY AND PAY DEPUTIES AND ASSISTANTS
GENERAL SESSIONS COURT CLERK, CIVIL DIVISION

COMES NOW the Petitioner in the above-styled cause, WILLIAM CHRISTOPHER TURNER, Clerk of the General Sessions Court of Shelby County, Tennessee, and files this petition for authority to fix compensation and to employ and pay personnel in the CIVIL DIVISION office, and would respectfully show unto the Court:

1. Petitioner, WILLIAM CHRISTOPHER TURNER, would show that he is the regularly elected and duly qualified Clerk of the General Sessions Court, Shelby County, Tennessee, and that his term of office began September 1, 2004, and that the Respondent, DAVID LILLARD, is the Chairman of the Board of Commissioners of Shelby County, Tennessee, and that the Respondent, A C WHARTON, JR., is the Mayor of Shelby County, Tennessee.

6-27-08
m. h. lillard

2. Petitioner would show that he is advised it is necessary for him to secure authority for his office, and hereby requests authority from this Honorable Court to employ personnel from and after September 1, 2008, consistent with the provisions of the Fair Labor Standards Act of 1938, as amended in 1984, and with the provisions of the County Salary, County Policy Plan adopted by Resolution on June 2, 2008, by the County Board of Commissioners and the same are fixed as follows.

3. Petitioner prays and respectfully requests permission to use his regularly employed personnel for additional hours or service beyond their normal work hours, and to pay said employees overtime from the regularly approved budget for such payment and that Petitioner is authorized to pay Retirement/Sick Pay in an amount not to exceed \$23,088.00.

4. Petitioner prays and respectfully requests that, in his sole discretion, he be authorized and empowered to employ such extra temporary employees as from time to time are necessary at such salaries which are consistent with the said Shelby County salary Policy, that said temporary employees may be employed at a rate of \$10.01 an hour with a total cost not to exceed \$92,718.00.

5. Petitioner prays and respectfully requests that he shall be allowed to pay the salaries listed in said Exhibit 1 in compliance with said 2008-2009 Shelby County Salary Policy and Personnel Policy (Personnel Management Systems, Volume I and II) as approved by the Civil Service Merit Board and the Board of Commissioners and that Petitioner be further authorized and empowered to make other necessary reclassifications, equity, promotion and probationary salary adjustments to current salaries and position titles as approved in this Petition, that are permitted and that are in compliance with said policies.

6. Petitioner prays and respectfully requests of this Court that:

a.. The employees of the General Sessions Court Clerk of Shelby County, Tennessee, CIVIL DIVISION be allowed to participate in the County plans of hospitalization insurance with major medical coverage, and group life insurance. Employees shall contribute at the rates established by the County Commission for such plans.

b. It shall be further allowed that the Petitioner may pay from the fees of his office all employer premiums at the rates established by the County Commission for such plans.

7. Petitioner prays and respectfully requests of this Court that the employees of the General Sessions Court Clerk of Shelby County, Tennessee, CIVIL DIVISION, be allowed to participate in the County Pension and Retirement System for which the Petitioner may pay from the fees of his office the contributions at the rate established by the County Commission. Petitioner shall be granted authority to make the aforementioned contributions for the benefit of the deputies and assistants in Petitioner's office.

8. Petitioner prays and respectfully requests that he be authorized and empowered to pay out of the fees of this Office such sums that might be required for premiums on hospitalization insurance, life insurance and contributions to the Pension and Retirement System of Shelby County for the benefit of his permanent employees necessitated by rate increases approved and ordered by resolutions of the Board of County Commissioners of Shelby County, Tennessee, and that Petitioner may take credit for such payments in his settlement with the County.

9. Petitioner prays and respectfully requests he be authorized to pay such amounts as required by Social Security and Medicare Program from certain employee's salaries from the amount allocated as fringe benefits.

10. That this cause be and it is hereby retained in Court for such further orders, decrees, modifications or supervision by the Court as may be necessary or proper.

11. Petitioner prays for such further relief to which he may be entitled under the circumstances.

Respectfully submitted,

KUSTOFF & STRICKLAND, PLLC
Attorneys for Petitioner
22 N. Front Street, Suite 660
Memphis, TN 38103
901/527-0255

BY: 

DAVID F. KUSTOFF #15516

OATH

STATE OF TENNESSEE
COUNTY OF SHELBY

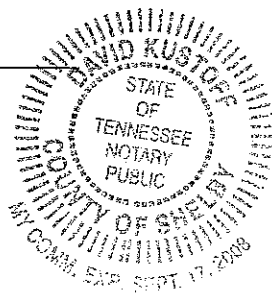
I, WILLIAM CHRISTOPHER TURNER, state under oath that the facts contained in the foregoing Petition are true and correct to the best of my knowledge, information, and belief.

William Christopher Turner
William Christopher Turner

Sworn to and subscribed before me this 24 day of June, 2008.

David Kustoff
Notary Public

My Commission expires:



GENERAL SESSIONS CIVIL DIVISION
FY 08-09 SALARIES

POSITION #	JOB CLASS	ADOPTED PCB SALARY FY 09	REQUESTED SALARY FY 09
1	862128 ADMINISTRATOR	\$85,920	\$85,920
2	861236 CHIEF PRIN CLERK	\$38,003	\$38,003
3	861641 CHIEF PRIN CLERK	\$38,003	\$38,003
4	862849 CHIEF PRIN CLERK	\$38,003	\$38,003
5	863289 CHIEF PRIN CLERK	\$38,003	\$38,003
6	863374 CHIEF PRIN CLERK	\$38,003	\$38,003
7	870376 CHIEF PRIN CLERK	\$38,003	\$38,003
8	860601 MANAGER A	\$70,707	\$70,707
9	860260 MANAGER B	\$57,671	\$57,671
10	863425 MANAGER B	\$57,671	\$57,671
11	864310 MANAGER B	\$64,278	\$64,278
12	862630 MGR OF INFO SYSTEMS	\$77,347	\$77,347
13	863512 ADM ASSISTANT	\$61,108	\$61,108
14	863247 CLER SPEC. B	\$24,049	\$24,049
15	890305 CLER SPEC. B	\$23,873	\$23,873
16	860220 DEPUTY COURT CLERK	\$28,152	\$28,152
17	860973 DEPUTY COURT CLERK	\$26,125	\$26,125
18	860980 DEPUTY COURT CLERK	\$28,152	\$28,152
19	861365 DEPUTY COURT CLERK	\$28,152	\$28,152
20	861401 DEPUTY COURT CLERK	\$28,152	\$28,152
21	861456 DEPUTY COURT CLERK	\$28,152	\$28,152
22	861521 DEPUTY COURT CLERK	\$28,152	\$28,152
23	861555 DEPUTY COURT CLERK	\$28,152	\$28,152
24	861826 DEPUTY COURT CLERK	\$33,900	\$33,900
25	861887 DEPUTY COURT CLERK	\$33,900	\$33,900
26	861905 DEPUTY COURT CLERK	\$28,152	\$28,152
27	862003 DEPUTY COURT CLERK	\$27,577	\$27,577
28	862069 DEPUTY COURT CLERK	\$28,152	\$28,152
29	862345 DEPUTY COURT CLERK	\$26,125	\$26,125
30	863193 DEPUTY COURT CLERK	\$28,152	\$28,152
31	863253 DEPUTY COURT CLERK	\$28,152	\$28,152
32	863347 DEPUTY COURT CLERK	\$28,152	\$28,152
33	863364 DEPUTY COURT CLERK	\$28,152	\$28,152
34	863380 DEPUTY COURT CLERK	\$28,152	\$28,152
35	863403 DEPUTY COURT CLERK	\$28,152	\$28,152
36	863444 DEPUTY COURT CLERK	\$28,152	\$28,152
37	863726 DEPUTY COURT CLERK	\$26,125	\$26,125
38	863795 DEPUTY COURT CLERK	\$28,152	\$28,152
39	863902 DEPUTY COURT CLERK	\$28,152	\$28,152
40	864162 DEPUTY COURT CLERK	\$28,152	\$28,152
41	890304 DEPUTY COURT CLERK	\$28,152	\$28,152
42	910499 DEPUTY COURT CLERK	\$28,152	\$28,152
43	910500 DEPUTY COURT CLERK	\$28,152	\$28,152
44	930057 DEPUTY COURT CLERK	\$28,152	\$28,152
45	930059 DEPUTY COURT CLERK	\$28,152	\$28,152

46	930060	DEPUTY COURT CLERK	\$28,152	\$28,152
47	920148	EXEC. SECRETARY	\$34,632	\$34,632
48	020027	COMPUTER SYS. TECH.	\$54,513	\$54,513
49	862323	HR COORDINATOR	\$57,594	\$57,594
50	863201	ADMINISTRATIVE	\$42,521	\$42,521
TOTAL			\$1,817,454	\$1,817,454

1	400327	STUDENT P/T	\$24,361	\$24,361
2	400330	STUDENT P/T	\$19,635	\$19,635
3	400332	STUDENT P/T	\$24,361	\$24,361
4	400652	STUDENT P/T	\$24,361	\$24,361
TOTAL			\$92,718	\$92,718

GENERAL SESSIONS COURT CLERK'S OFFICE

CIVIL DIVISION

General Sessions Temporary Salaries FY 08-09

Total Salaries for Temporary Employees-Civil Division	\$92,718.00
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Retirement/Sick Pay Civil Division not to exceed	\$23,088.00
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FIAT

TO THE CLERK OF THE COURT:

Upon the filing of the foregoing petition, issue notice to the Defendant, requiring the Defendant to appear before me in the Circuit Court of Shelby County, Tennessee, on the 31 day of July, 2008, at 9:30 a.m. for a hearing in this cause upon this petition.

15 Robert L Childers
JUDGE

ATRUE COPY ATTEST

DATE: 6-26-08

JIMMY MOORE, Clerk

D.S.